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PTO/SB/05 (08-00)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 2684

First Inventor Keith Milliman

Title Anastomosis Instrument & Method For Performing *Same*

Express Mail Label No. ET710029382US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☐ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☐ Specification [Total Pages 35]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☐ Drawing(s) (35 U.S.C. 113) [Total Sheets 42]
5. Oath or Declaration [Total Pages 4]
  - a. ☐ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 17 completed)
  - i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee) ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☐ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☐ Other: Cert of Express Mailing, Form PCT/IB/308, Search Rpt.

17. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of prior application No.: \_\_\_\_\_ / \_\_\_\_\_

Prior application information:

Examiner: \_\_\_\_\_

Group / Art Unit: \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 18. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label

(Insert Customer No. or Attach bar code label here)

or ☐ Correspondence address below

Name	Paul R. Audet				
Address	United States Surgical, a Division of Tyco Healthcare Group LP				
	150 Glover Avenue				
City	Norwalk	State	Connecticut	Zip Code	06856
Country	U.S.	Telephone	(203) 845-4562	Fax	(203) 845-4266

Name (Print/Type)	Paul R. Audet	Registration No. (Attorney/Agent)	26,439
Signature	<i>Paul R. Audet</i>		Date <i>July 9, 2003</i>

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this correspondence and the documents referred to as enclosed are being deposited with the United States Postal Service on date below in an envelope as "Express Mail Post Office to Addressee" Mail Label Number ET710029382US addressed to: U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, PATENT APPLICATION.

Dated: \_\_\_\_\_

*Susan S. Rickard*  
(Susan S. Rickard)

19249 U.S. PTO  
10/616468  
07/09/03

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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 790.00)

## Complete if Known

Application Number	To Be Assigned
Filing Date	Concurrently Herewith
First Named Inventor	Keith Milliman
Examiner Name	Unknown
Group Art Unit	Unknown
Attorney Docket No.	2684

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 21-0550

Deposit Account Name United States Surgical

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	\$750.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$ 750.00)

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
9	-20** = 0	18	\$0
1	-3** = 0	\$84	\$0
Multiple Dependent		\$280	\$0

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of 20	
102	80	202	40	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claim, if not paid	
109	80	209	40	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$ 0.00)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	\$0
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$0
139	130	139	130	Non-English specification	\$0
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	\$0
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	\$0
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	\$0
115	110	215	55	Extension for reply within first month	\$0
116	390	216	195	Extension for reply within second month	\$0
117	890	217	445	Extension for reply within third month	\$0
118	1,390	218	695	Extension for reply within fourth month	\$0
128	1,890	228	945	Extension for reply within fifth month	\$0
119	310	219	155	Notice of Appeal	\$0
120	310	220	155	Filing a brief in support of an appeal	\$0
121	270	221	135	Request for oral hearing	\$0
138	1,510	138	1,510	Petition to institute a public use proceeding	\$0
140	110	240	55	Petition to revive - unavoidable	\$0
141	1,240	241	620	Petition to revive - unintentional	\$0
142	1,240	242	620	Utility issue fee (or reissue)	\$0
143	440	243	220	Design issue fee	\$0
144	600	244	300	Plant issue fee	\$0
122	130	122	130	Petitions to the Commissioner	\$0
123	50	123	50	Petitions related to provisional applications	\$0
126	240	126	240	Submission of Information Disclosure Stmt	\$0
581	40	581	40	Recording each patent assignment per property (times number of properties)	\$40
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	\$0
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	\$0
179	710	279	355	Request for Continued Examination (RCE)	\$0
169	900	169	900	Request for expedited examination of a design application	\$0

Other fee (specify) 0

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 40.00)

## SUBMITTED BY

Name (Print/Type) Paul R. Audet

Signature

*Paul R. Audet*

Registration No. (Attorney/Agent)

26,439

## Complete (if applicable)

Telephone (203) 845-1480

Date

*July 9, 2003*

## CERTIFICATION UNDER 37 C.F.R. § 1.10

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Dated: 7/9/03

*Susan S. Rickard*  
(Susan S. Rickard)

Docket No. 2684

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Keith Milliman et al  
Serial No.: To Be Assigned Filed: Concurrently Herewith  
Examiner: To Be Assigned Group: To Be Assigned  
For: **ANASTOMOSIS INSTRUMENT AND METHOD FOR PERFORMING  
SAME**

Commissioner For Patents  
U.S. Patent & Trademark Office  
PO Box 1450  
Alexandria, VA 22313-1450  
Attn: Patent Application

CERTIFICATE OF EXPRESS MAILING

"Express Mail" Mailing Label No.: ET 710029382US

Date of Deposit: July 9, 2003

I hereby certify that the following:

- ☒ This Certificate of Mailing
- ☒ Application Transmittal Letter (1 page)
- ☒ Fee Transmittal for FY 2001 (1 page)
- ☒ Application (35 pages including specification, claims and abstract)
- ☒ 42 sheets of drawings (formal)
- ☒ Combined Declaration and Power of Attorney (4 pages)
- ☒ Recordation Cover Sheet (1 page)
- ☒ Assignment (4 pages)
- ☒ Copy of Form PCT/IB/308 (1 page)
- ☒ International Search Report (9 pages)
- ☒ Return Postcard

are being deposited with the United States Postal Services under 37 CFR Section 1/10 on the Date of Deposit indicated above in an envelope as "Express Mail Post Office to Addressee" Mail Label Number ET710029382US addressed to the U.S. Patent & Trademark Office, PO Box 1450, Arlington, VA 22202-1450, Attn: PATENT APPLICATION.

  
Susan S. Rickard

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